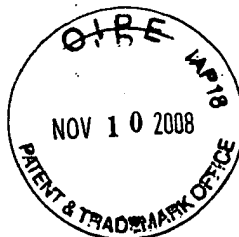


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Oleksy et al.)
Serial No.: 10/517,734)
Filed: December 8, 2004)
Group Art Unit: 1797)
Examiner: Nguyen, Tam M)



For: EB/SM SPLITTER HEAT RECOVERY

New York, NY 10036
November 6, 2008

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE


Sir:

The remarks presented herein are in response to the Examiner's office action, which issued on October 6, 2008 ("the Office Action") for the above-identified patent application ("the application"). Please consider the following:

CERTIFICATION UNDER 37 C.F.R. § 1.8

I hereby certify that the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date November 6, 2008 in an envelope addressed to: Mail Stop Amendment: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: November 6, 2008


Peter J. Fallon, Reg. No. 58,331